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HOSPITALITY HOUSE; COALITION ON
HOMELESSNESS; AND FAITHFUL FOOLS

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ATTORNEYS FOR
PLAINTIFFS/INTERVENORS
COALITION ON HOMELESSNESS

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

HASTINGS COLLEGE OF THE LAW, a public trust
and institution of higher education duly organized
under the laws and the Constitution of the State of
California; FALLON VICTORIA, an individual;
RENE DENIS, an individual; TENDERLOIN
MERCHANTS AND PROPERTY ASSOCIATION, a
business association; RANDY HUGHES, an
individual; and KRISTEN VILLALOBOS, an
individual,

Plaintiffs,

v.

CITY AND COUNTY OF SAN FRANCISCO, a
municipal entity,

Defendant.

Case No. 4:20-cv-3033-JST

**STIPULATION TO EXTEND
TIME FOR BRIEFING AND
TO TAKE MOTION OFF
CALENDAR**

Place: Courtroom 6, Second Floor
Judge: Hon. Jon S. Tigar

Complaint Filed: May 4, 2020
Trial Date: None Set

1 Intervenor HOSPITALITY HOUSE, COALITION ON HOMELESSNESS, and
2 FAITHFUL FOOLS (collectively “Intervenors”) and Plaintiffs HASTINGS COLLEGE OF THE
3 LAW, FALLON VICTORIA, RENE DENIS, TENDERLOIN MERCHANTS AND
4 PROPERTY ASSOCIATION, RANDY HUGHES, and KRISTEN VILLALOBOS (collectively
5 “Plaintiffs”), by and through their undersigned counsel in the above-captioned matter, stipulate
6 as follows:

7 WHEREAS, this action was initiated on May 4, 2020, when Plaintiffs filed their
8 Complaint (ECF No. 1);

9 WHEREAS on June 9, 2020, Intervenors filed their Motion for Intervention (ECF No.
10 43);

11 WHEREAS on June 30, 2020, the Court granted Intervenors’ Motion for Intervention
12 (ECF No. 69);

13 WHEREAS pursuant to the Court’s Order, Intervenors filed their Complaint in
14 Intervention on July 7, 2020 (ECF No. 74);

15 WHEREAS on July 28, 2020, Intervenors filed their Amended and Supplemental
16 Complaint in Intervention (ECF No. 80);

17 WHEREAS on August 18, 2020, Plaintiffs filed a Motion to Dismiss and/or To Strike
18 Portions of Intervenors’ Amended Complaint (ECF No. 83);

19 WHEREAS there is a case management conference scheduled for August 26, 2020 at
20 9:30 a.m.;

21 WHEREAS on August 19, 2020, Plaintiffs, Defendants, and Intervenors filed a joint Case
22 Management Statement with the Court requesting it to reschedule the Case Management
23 Conference set for August 26, 2020, to allow the San Francisco Board of Supervisors to consider
24 approval of the Stipulated Injunction (ECF No. 51);

25 WHEREAS counsel for Intervenors and Plaintiffs met and conferred and agreed that
26 judicial economy and efficiency would be best served if they delay briefing on Plaintiffs’ Motion
27
28

1 to Dismiss and/or To Strike Portions of Intervenor's Amended Complaint until after the next
2 case management conference;

3 THEREFORE, IT IS HEREBY STIPULATED by Intervenor's and Plaintiffs through
4 their respective counsel as follows:

- 5 1. Plaintiffs' Motion to Dismiss and/or To Strike Portions of Intervenor's Amended
6 Complaint will be taken off calendar;
- 7 2. If the Court continues the case management conference currently scheduled for August
8 26, 2020, counsel for Intervenor's and Plaintiffs will meet and confer to establish a
9 briefing schedule and new hearing date for Plaintiffs' Motion to Dismiss and/or To Strike
10 Portions of Intervenor's Amended Complaint.

11 **IT IS SO STIPULATED.**

12
13 DATED: August 21, 2020

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14 _____
/s/

LAUREN HANSEN

Attorneys for Intervenor's

15
16
17 DATED: August 24, 2020

WALKUP, MELODIA, KELLY & SCHOENBERGER

18 _____
/S/

MATTHEW D. DAVIS

Attorneys for Plaintiffs

ECF ATTESTATION

In accordance with Civil Local Rule 5-1(i)(3), I, Lauren Hansen, attest that I have obtained concurrence in the filing of this document from the other signatories to this document.

[PROPOSED] ORDER

The Court having considered the Stipulation and [Proposed] Order to @, ORDERS as follows:

1. Plaintiffs' Motion to Dismiss and/or To Strike Portions of Intervenor's Amended Complaint will be taken off calendar;
2. If the Court continues the case management conference currently scheduled for August 26, 2020, counsel for Intervenor and Plaintiffs will meet and confer to establish a briefing schedule and new hearing date for Plaintiffs' Motion to Dismiss and/or To Strike Portions of Intervenor's Amended Complaint.

PURSUANT TO STIPULATION, IT IS SO ORDERED

Date:

Hon. Jon S. Tigar
United States District Court Judge